

#3

Declaration and Power of Attorney For Patent Application



As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD OF AND APPARATUS FOR INVESTIGATING TISSUE HISTOLOGY (Attorney Docket No. 14469-9006-00), the specification of which was filed with my authority, on January 12, 2001 as Application Serial No. 09/760,387.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

And I hereby appoint Gerald L. Fellows (Reg. No. 36,133), Christopher B. Austin (Reg. No. 41,592), John C. Bigler (Reg. No. 29,513), David L. De Bruin (Reg. No. 35,489), Joseph A. Gemignani (Reg. No. 19,482), Gregory J. Hartwig (Reg. No. 46,761), Daniel S. Jones (Reg. No. 42,697), Richard L. Kaiser (Reg. No. 46,158), Timothy M. Kelley (Reg. No. 34,201), Casimir F. Laska (Reg. No. 30,862), Edward R. Lawson Jr. (Reg. No. 41,931), Richard H. Marschall (Reg. No. 39,290), Glenn M. Massina (Reg. No. 40,081), Thomas A. Miller (Reg. No. 36,871), Kevin P. Moran (Reg. No. 37,193), Leon Nigohosian, Jr. (Reg. No. 39,791), Andrew R. Peret (Reg. No. 41,246), David R. Price (Reg. No. 31,557), Thomas S. Reynolds II (Reg. No. 45,262), Raye L. Shaffer (Reg. No. 47,933), David B. Smith (Reg. No. 27,595), Derek C. Stettner (Reg. No. 37,945), Billie Jean Strandt (Reg. No. 36,940), Donald W. Walk (Reg. No. 29,118), Sheldon L. Wolfe (Reg. No. 43,996), Paul F. Donovan (Reg. No. 39,962), Jill A. Fahrlander (Reg. No. 42,518), Grady J. Frenchick (Reg. No. 29,018), Karen B. King (Reg. No. 41,898), Teresa J. Welch (Reg. No. 33,049), Robert S. Beiser (Reg. No. 28,687), Witold A. Ziarno (Reg. No. 39,888), and each or any of them, my attorneys or agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

ADDRESS ALL COMMUNICATIONS IN OR PERTAINING TO THIS APPLICATION TO:

Gerald L. Fellows  
Michael Best & Friedrich LLP  
100 East Wisconsin Avenue  
Milwaukee, Wisconsin 53202-4108  
(414) 271-6560

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of the foreign application for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

v

| Prior Foreign Applications |               |                        |
|----------------------------|---------------|------------------------|
| (Number)                   | (Country)     | (Day/Month/Year Filed) |
| GB9624003.1                | Great Britain | 19 November 1996       |
| PCT/GB97/03177             | PCT           | 19 November 1997       |
| GB 9912908.2               | Great Britain | 4 June 1999            |
| GB 9925414.6               | Great Britain | 28 October 1999        |
| PCT/GB00/02124             | PCT           | 1 June 2000            |

I hereby claim the benefit under Title 35, United States Code, §120 of the United States applications listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                               |                    |               |
|-------------------------------|--------------------|---------------|
| <u>Application Serial No.</u> | <u>Filing Date</u> | <u>Status</u> |
| 09/314,751                    | 19 May 1999        | Pending       |

The undersigned to this Declaration and Power of Attorney hereby authorize the U.S. attorneys named herein to accept and follow instructions from:

Barker Brettell  
138 Hagley Road  
Edgbaston  
Birmingham B16 9PW  
ENGLAND

as to any actions to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and the undersigned. In the event of a change in the person(s) from whom instructions may be taken, the undersigned will so notify the U.S. attorneys.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: Michael Roger Cane

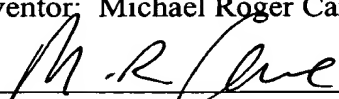
Inventor's signature

Date:

Residence:

Citizenship:

Post Office Address:



17 MAY 2001

Royston, Hertfordshire

Great Britain

9 Keats Close, Royston

Hertfordshire, SG8 5AU Great Britain

Full name of second joint inventor: Michael Andrew Beadman

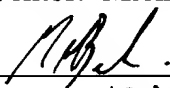
Inventor's signature

Date:

Residence:

Citizenship:

Post Office Address:



17 MAY 2001

Royston, Hertfordshire

Great Britain

64a High Street, Guilden Morden, Nr.

Royston, Hertfordshire SG8 0JS

Full name of third joint inventor: Symon D'Oyly Cotton

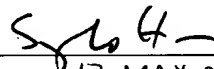
Inventor's signature

Date:

Residence:

Citizenship:

Post Office Address:



17 MAY 2001

Great Gransden, Sandy

Great Britain

Rose Cottage, 42 Church Street, Great Gransden

Sandy SG19 3AF Great Britain